

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/684,946 Confirmation No.: 3665
Applicant(s): J. Milton Harris
Filed: October 14, 2003
Art Unit: 1651
Examiner: Naff, David M.
Title: DEGRADABLE HETEROBIFUNCTIONAL POLY(ETHYLENE GLYCOL)
ACRYLATES AND GELS AND CONJUGATES DERIVED THEREFROM

Docket No.: 044646/262894
Customer No.: 00826

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(c)

I, Christopher M. Humphrey, am an attorney of record of the disclaimant, Debio Recherche Pharmaceutique S.A., and am authorized to execute this disclaimer on behalf of Debio Recherche Pharmaceutique S.A. The disclaimant, Debio Recherche Pharmaceutique S.A., having a principal place of business at 17 Rue des Terreaux, CH-1000 Lausanne 9 Switzerland, is the owner of all right, title, and interest in the above-identified application, by Assignment recorded April 16, 2001, and recorded at Reel 011702, Frame 0600.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of a patent issuing from United States Application No. 10/684,692, filed October 14, 2003, entitled *Degradable Heterobifunctional Poly(ethylene glycol) Acrylates and Gels and Conjugates Derived Therefrom*, which patent was assigned to the above-identified disclaimant by an Assignment recorded April 16, 2001, at Reel 011702, Frame 0600.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Application No. 10/684,692, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of a patent issuing from United States Application No. 10/684,692 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,



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Date: 6/14/2006

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